

DRAFT

MINUTES

CALIFORNIA TRANSPORTATION COMMISSION

**March 30, 2000
Sacramento, California**

The meeting of the California Transportation Commission was called to order at 8:30 a.m. on March 30, 2000 at the California State Capitol Building Assembly Hearing Room 4202 in Sacramento, California.

The Commissioners' attendance was as follows:

Members Present: Dana Reed, Chairman
 James Kellogg, Vice Chairman
 Robert Abernethy
 Jeremiah Hallisey
 Roger Kozberg
 Allen Lawrence
 Edward Sylvester
 Esteban Torres
 Robert Wolf

1. GENERAL MATTERS

1.(1) Approval of Minutes for February 23, 2000 Meeting

Chairman Reed presented the February 23, 2000 Minutes for adoption. Commissioner Kozberg moved to approve the minutes. Vice Chairman Kellogg moved to second the motion which carried 8-0 (Commissioner Hallisey was absent).

1.(2) Commissioners' Meetings for Compensation

Chairman Reed presented the List of Meetings for Compensation for adoption. Commissioner Kozberg moved to approve the List. Vice Chairman Kellogg seconded the motion which carried 8-0 (Commissioner Hallisey was absent).

1.(3) Information Calendar

Chairman Reed briefly reviewed the Information Calendar. The those Commissioners discussed the Information Calendar and noticed items as required.

1.(4) Consent Calendar

Deputy Director Robert Chung reviewed the changes to the Consent Calendar. The changes were as follows:

Item 2.5a Project #9 was withdrawn by the Department resulting in a revised allocation of \$13,066,500 for twenty-nine projects.

Item 2.5b.(1) Project #4 allocation was increased by \$911,000 from \$29,281,000 to \$30,192,000 and the local contribution was reduced from \$911,000 to \$0 and Project #6 was withdrawn by LACMTA prior to the meeting. The revised allocation for this item is \$60,665,000 for 10 STIP projects.

Item 2.5c.(2) funds from other sources should be \$6,416,000.

Item 2.6c.(1) Project #5 was withdrawn making the revised allocation \$9,463,000 for four STIP Rail/Transit projects.

Commissioner Wolf moved to approve the Consent Calendar as amended. Vice Chairman Kellogg seconded the motion which carried 8-0 (Commissioner Torres was absent).

1.(5) Commission Reports

Commissioner Kozberg discussed appointments to the Airspace Advisory Committee and recommended that Al Auer, Max Green, Nina Gruen, William Hauf and Roslyn Payne be re-appointed to the AC and that new members John Glassmoyer, Wylie Greig, George Moss, and Marion Smith also be appointed. The Chairman accepted the recommendation and directed staff to prepare a letter to all nine appointees advising them of their appointment.

ACTION: R. Gumz

Commissioner Kellogg reported on the Public Transit Committee meeting and discussed the High Speed Rail Authority. He moved that the Commission reaffirm its position that the Hi-Speed Rail effort should be folded into existing institutions and that the effort on behalf of a statewide high-speed system should be put to the side in favor of incremental upgrades to the current intercity service. Commissioner Abernethy seconded the motion which carried 9-0.

Commissioner Abernethy discussed a device that permits the user to change traffic signal lights from red to green and asked staff to consult with Commission Counsel and secure purchase of the traffic signal preemption device to determine functionality and explore legality of selling such a device to the public.

ACTION: R. Remen

Commissioner Lawrence reported on his and Commissioner Abernethy's tour of the Alameda Corridor.

Heinz Heckerath, California Transportation Foundation, reported on the 2000 Tranny Award banquet scheduled for May 10, 2000.

1.(6) Business, Transportation and Housing Agency Report

John Ferrera, BT&H, discussed the census and how it will affect transportation funding and programs.

1.(7) Caltrans Report

Caltrans Director Jose Medina discussed the construction program and the new Cone Zone Campaign.

1.(8) Regional Agencies Report

Regional Agencies Moderator Vic Kamhi noted that he would present his comments on those item of interest to the Regional Agencies as they were presented.

2. PROJECT BUSINESS MATTERS**2.1 Program Amendments/Project Approvals****2.1a. STIP Amendments for Action****2.1a.(1) STIP Amendment 98S-88 - Action**

Delays the \$21,844,000 construction and construction engineering programming for the I-5/Empire Avenue Interchange Improvement project in the City of Burbank from FY 2000-01 to FY 2003-04. The Los Angeles County Metropolitan Transportation Authority (LACMTA) and the Department are requesting this amendment.

Jim Nicholas, Caltrans, presented the STIP Amendment and recommended approval.

Vice Chairman Kellogg moved to approve the STIP Amendment. Commissioner Kozberg seconded the motion which carried 8-0 (Commissioner Torres was absent).

2.1a.(2) STIP Amendment 98S-95 - Action

Deletes two undeliverable FY 1999-00 Transportation Enhancement Activities (TEA) Program projects programmed in two counties (Alameda and Santa Barbara) for a total of \$704,000; downscopes a \$1,056,000 FY 2000-01 TEA Program pedestrian/bicycle trail construction project in Santa Barbara County to a \$537,000 FY 2000-01 preliminary engineering only project; programs two new FY 1999-00 TEA Program projects in Santa Barbara County for a total of \$194,000; and adds \$600,000 to an existing project in Alameda County and transfers the remaining \$797,000 to the TEA Conservation Lands Program.

This item was approved on the Consent Calendar.

- 2.1a.(3)** STIP Amendment 98S-96 - Action
Revises the scope for a group of Traffic Operation System (TOS) projects programmed for a total of \$800,000 in FY 1999-00 in Alameda, Contra Costa, San Francisco, San Mateo, Santa Clara, and Solano Counties from "repairing and activating loop detectors" to "purchasing equipment to activate loop detectors", and changes the lead agency from the Metropolitan Transportation Commission (MTC) to Caltrans. The MTC is requesting this amendment.

This item was approved on the Consent Calendar.

- 2.1a.(4)** STIP Amendment 98S-97 - Action
Programs \$11,616,000 from Los Angeles County's Unprogrammed Share balance for a new interchange and related intersection improvements project on Route 71 at Mission Boulevard in the City of Pomona. The total project cost is \$20,324,000, including \$8,708,000 in local fund commitments. The Los Angeles County Metropolitan Transportation Authority (LACMTA) is requesting this amendment.

This item was approved on the Consent Calendar.

- 2.1a.(5)** STIP Amendment 98S-98 - Action
Modifies the scope of a City of Oakland project to repair storm damage on four local streets by substituting repair work along Skyline Boulevard for the originally planned work on Redwood Road. The City of Oakland was able to secure federal emergency relief funding to repair Redwood Road. There is no change in total cost for the project, which is programmed in FY 1999-00 for \$2,082,000. The City of Oakland, with concurrence from the Alameda County Congestion Management Agency and the Metropolitan Transportation Commission (MTC), is requesting this amendment.

This item was approved on the Consent Calendar.

- 2.1a.(6)** STIP Amendment 98S-99 - Action
Programs \$3,082,000 from Butte County's Unprogrammed Share balance for a new roadway reconstruction project on West Eighth Avenue in the City of Chico. The total project cost is \$3,414,000, including \$332,000 in local funds. The Butte County Association of Governments is requesting this amendment.

This item was approved on the Consent Calendar.

- 2.1a.(7)** STIP Amendment 98S-100 - Action
Programs \$750,000 from Colusa County's Unprogrammed Share Balance and requests a \$350,000 county share advance to cover a \$1,100,000 cost increase on a rehabilitation project for County Road Old 99W between Williams and Maxwell. Originally programmed for \$525,000 in FY 1999-00, the total cost for the county road project is now \$1,625,000. The Colusa County Transportation Commission is requesting this amendment.

This item was approved on the Consent Calendar.

- 2.1a.(8)** STIP Amendment 98S-101 - Action
Programs \$300,000 from Ventura County's Unprogrammed Share balance as match for projects funded with Congestion Mitigation and Air Quality (CMAQ) funds. The Ventura County Transportation Commission is requesting this amendment.

This item was approved on the Consent Calendar.

- 2.1a.(9)** STIP Amendment 98S-102 - Action
Programs \$450,000 from Ventura County's Unprogrammed Share Balance to cover a cost increase on the Camarillo Metrolink Station Improvements project. The total cost of the station project is \$1,551,000, including \$1,101,000 in Proposition 116 funds. The Ventura County Transportation Commission is requesting this amendment. (Concurrent Allocation under Item 2.6c.(1).)

This item was approved on the Consent Calendar.

- 2.1a.(10)** STIP Amendment 98S-103 - Action
Delays North San Diego County Transit Development Board's (NSDCTDB) Grandfathered \$3,000,000 Oceanside-Escondido Rail Project from FY 2000-01 to FY 2001-02. This amendment also programs \$2,776,000 from San Diego County's Unprogrammed Share Balance to four projects: Improvements to the Coaster Maintenance Facility (\$215,000); Locomotive purchase for the Coaster Commuter Train (\$1,673,000); Compressed Natural Gas (CNG) Fuel Station (\$300,000); and Rehabilitation of Track Structures on the Coastal Rail Right-of-Way (\$588,000). The NSDCTDB, with concurrence from the San Diego Association of Governments (SANDAG), is requesting this amendment. (Concurrent partial Allocation under Item 2.6c.(1).)

This item was approved on the Consent Calendar.

- 2.1a.(11)** STIP Amendment 98S-104 - Action
Programs \$2,070,000 from Alameda County's Unprogrammed Share Balance for a roadway rehabilitation project on College Avenue in FY 2000-01 in the City of Berkeley. The total project cost is \$2,374,000, including \$304,000 in local commitments. The City of Berkeley, with concurrence from the Alameda County Congestion Management Agency and the Metropolitan Transportation Commission (MTC), is requesting this amendment.

This item was approved on the Consent Calendar.

- 2.1a.(12)** STIP Amendment 98S-106 - Action
Programs various projects from 22 Regional Transportation Improvement Programs submitted for the 2000 State Transportation Improvement Program (STIP) in advance of adoption of the new STIP. Various regions are requesting this amendment.

This item was approved on the Consent Calendar.

- 2.1a.(13)** STIP Amendment 98S-108 - Action
Programs \$250,000 in State-only funds from Sierra County's Unprogrammed Share Balance for the Downieville Interpretive Center and Rest Stop project. The Sierra County Local Transportation Commission is requesting this amendment.

This item was approved on the Consent Calendar.

2.1b. STIP Amendments for Notice

Staff was directed to schedule review of project delays resulting from either STIP amendments or extensions and their cumulative impact on programming capacity; also include information regarding the likelihood that projects will be able to be completed on their revised current schedule.

ACTION: S. Maller

- 2.1b.(1)** STIP Amendment 98S-109 - Notice
Deletes twelve FY 1999-00 Regional Improvement Program (RIP) projects in Mendocino County for a total of \$1,030,000 and reprograms the \$1,030,000 to four new roadway rehabilitation projects in FY 1999-00. This amendment also redistributes funds for two projects in FY 1999-00. There is no net change in Mendocino County's Unprogrammed County Share Balance. The Mendocino Council of Governments is requesting this amendment.

This item was presented on the Information Calendar and noticed as required.

- 2.1b.(2)** STIP Amendment 98S-110 - Notice
Delays the \$139,437,000 Willits Bypass project in Mendocino County from FY 2001-02 and FY 2002-03 to FY 2003-04. In addition, Grandfathered Interregional Improvement Program (GF-IIP) R/W funding will be collapsed into FY 2000-01 to be consistent with the current project schedule. There is no change in the total project cost. The Department and the Mendocino Council of Governments are requesting this amendment

Refer to Item 2.8a.(1) for proceedings related to this item.

- 2.1b.(3)** STIP Amendment 98S-111 - Notice
Programs \$1,324,000 from Lassen County's Unprogrammed Share Balance and requests a \$276,000 county share advance for a new roadway rehabilitation project. Total project cost is \$1,600,000. In addition, this amendment delays programming from FY 2000-01 to FY 2002-03 for the Skyline Road Corridor Improvement project and Skyline Road Extension project in Susanville. The Lassen County Transportation Commission is requesting this amendment.

Refer to Item 2.8a.(1) for proceeding related to this item.

- 2.1b.(4)** STIP Amendment 98S-112 - Notice
Programs \$28,098,000 from Santa Clara County's Unprogrammed Share Balance for a new Tasman East Light Rail Extension project from Interstate Route 880 to Hostetter Road in the Cities of Milpitas and San Jose. The total project cost is \$192,500,000, including \$164,402,000 in local funds. The Santa Clara Valley Transportation Authority (SCVTA) is requesting this amendment, with the concurrence of the Metropolitan Transportation Commission.

This item was presented on the Information Calendar and noticed as required.

- 2.1b.(5)** STIP Amendment 98S-113 - Notice
Delays the construction and construction engineering components from FY 2000-01 to FY 2001-02 on a project to rehabilitate portions of Routes 86, 111 and 195 in Riverside County for relinquishment to local agencies. There is no change in cost. The Department is requesting this amendment.

Refer to Item 2.8a.(1) for proceedings related to this item.

- 2.1b.(6)** STIP Amendment 98S-114 - Notice
Reduces the programmed amount of the Regional Improvement Program (RIP) non-federal match from \$1,420,000 to \$484,000 on a FY 2001-02 bridge replacement project in Glenn County and advances the project to FY 2000-01. Of the \$936,000 in RIP savings, \$276,000 will be programmed to augment seven previously allocated roadway rehabilitation projects and the remaining \$660,000 will reduce Glenn County's current RIP Advance. The Glenn County Local Transportation Commission is requesting this amendment.

This item was presented on the Information Calendar and noticed as required.

- 2.1b.(7)** STIP Amendment 98S-115 - Notice
Delays the \$7,809,000 construction component of the Lincoln Avenue Double Track project in Orange County from FY 2000-01 to FY 2002-03. The project is jointly funded with \$5,849,000 coming from the Regional Improvement Program (RIP) and \$1,960,000 from the Grandfathered Interregional Improvement Program (GF-IIP). The Orange County Transportation Authority (OCTA) is requesting this amendment.

Refer to Item 2.8a.(1) for proceedings related to this item.

- 2.1b.(8)** STIP Amendment 98S-116 - Notice
Programs \$15,219,000 from Orange County's Unprogrammed Share Balance for four new grade separation projects in the cities of Irvine, Placentia, and Tustin. The Orange County Transportation Authority (OCTA) is requesting this amendment.

This item was presented on the Information Calendar and noticed as required.

- 2.1b.(9)** STIP Amendment 98S-118 - Notice
Programs an additional \$22,000,000 as an advance of Interregional Improvement Program (IIP) funds to rehabilitate and restore historical buildings on Route 710 in Los Angeles County. The Department is requesting this amendment.

Caltrans District #7 Director Bob Sassaman described the proposed STIP Amendment and discussed the project's history, funding and rehabilitation requirement. The following action items resulted from the discussion:

Schedule for the May Commission meeting a Closed Session, with Counsel for Caltrans and the Commission, examining options available to the Commission in light of an injunction; also invite a representative of the State Historic Preservation Office to participate in Closed Session.

ACTION: R. Remen

Restructure the STIP Amendment for action at the May Commission meeting, including only those funds needed for the current year and possibly the coming year.

ACTION: R. Sassaman

- 2.1b(10)** STIP Amendment 98S-119 - Notice
Delays construction and construction support components from FY 2000-01 to FY 2001-02 for two jointly funded State Transportation Improvement Program (STIP) projects; the Route 29/37 Interchange project in Solano County for \$57,500,000 and a Route 7, four-lane expressway project in Imperial County for \$32,542,000. In addition, this amendment programs \$6,000,000 in Federal High Priority Demonstration funds in FY 2001-02 for the four-lane expressway project on Route 7. The programming change requests were submitted to the Commission by the Regional Transportation Planning Agencies (RTPAs) as part of their 2000 Regional Transportation Improvement Programs (RTIPs.)

Refer to Item 2.8a.(1) for proceedings related to this item.

- 2.1b(11)** STIP Amendment 98S-120 - Notice
Splits an \$8,045,000 roadway reconstruction project on County Road (CR) A-12 in Siskiyou County programmed in FY 1999-00, into two projects; the West CR A-12 Project, from I-5 to 9.2 miles east of I-5 near Big Springs for \$4,253,000 and the East CR A-12 Project, from 9.8 miles west of Route 97 near Big Springs to Route 97 for \$3,792,000. There is no change in total project cost. The Siskiyou County Transportation Commission is requesting this amendment.

This item was presented on the Information Calendar and noticed as required.

- 2.1b.(12)** STIP Amendment 98S-117 - Notice
Reduces the programmed amount of federal TEA funds from \$1,230,000 (including State match) to \$652,000 (including State match) and changes scope of the California Coastal Trail at MacKerricher State Park project in Mendocino County from construct bike trail and rehabilitate historic trestle to complete environmental studies and project development for bike trail and historic trestle repair, programs Ukiah streetscape and tree planting project for \$503,000 in federal TEA funds (with \$80,000 local match) in Mendocino County, and returns \$75,000 in remaining State match funds as savings to the State Highway Account. Mendocino Council of Governments is requesting this amendment.

This item was presented on the Information Calendar and noticed as required.

2.1c. TCI Amendments for Notice/Action

No Items This Month

2.1d. Proposition 116 - Non-Urban County Project Approvals/Amendments

- 2.1d.(1)** Tuolumne County – Project Application Amendment to delete a \$383,172 Sonora to Columbia College bicycle project; increase a \$617,000 City of Sonora pedestrian facility project by \$152,000, for a total of \$769,000; and transfer the applicant status for the City of Sonora pedestrian project from the Tuolumne County and Cities Area Planning Council (TCCAPC) to the City of Sonora. The City of Sonora has determined that the Sonora to Columbia College Bicycle project is no longer viable. The remaining balance of \$231,172 is expected to be reprogrammed by the end of June 2000. The TCCAPC is requesting this amendment. (Concurrent Allocation under Item 2.6b.(3))
Resolution PA-00-04 Amending Resolution PA-94-22 and Resolution PA-96-05

This item was approved on the Consent Calendar.

- 2.1d.(2)** Sutter County – Project Application Amendment to delete a \$66,000 Franklin Road Bikeway project and increase an existing \$1,180,566 Sutter Commuter Bikeway project by \$66,000, for a new total of \$1,246,566. The Franklin Road Bikeway project is no longer feasible. The County of Sutter is requesting this Amendment. (Concurrent Allocation under Item 2.6e.(2))
Resolution PA-00-05 Amending Resolution PA-94-22 and Resolution PA-93-26

This item was approved on the Consent Calendar.

2.1e. Proposition 116 - Rail Project Approvals/Amendments

- 2.1e.(1)** Project Approval Amendment for \$205,000 to the Department of Transportation for the Merced Intercity Rail Station Project. (Concurrent Allocation under Item 2.6b.(2))
Resolution PA-00-06 Amending Resolution PA-98-13

This item was approved on the Consent Calendar.

- 2.1e.(2)** Project Approval Amendment to North San Diego County Transit Development Board for the Oceanside to San Diego Commuter Rail Project. Deletes the \$1,400,000 Elvira Curve Straightening element and redirects funds to two other previously approved projects. (Concurrent Allocation Amendment under Item 2.6e.(1) and concurrent Allocation under Item 2.6b.(1).)
Resolution PA-00-07 Amending Resolution PA-96-20

This item was approved on the Consent Calendar.

2.1f. Aeronautics Amendment for Action

- Aeronautics Amendment 98A-1 - Action
Reprograms \$157,000 for an overlay project from Runway 12L/30R to the Primary Runway 12R/30L. The City of Fresno is requesting this amendment.
(Concurrent Allocation under Item 2.7)

This item was approved on the Consent Calendar.

2.1g. Amendment to 1999-2000 EEM Program and Project Allocation

- Amend Resolution G-99-20 (1999-2000 EEM Program) to transfer Applicant status on Project #114 – Big Sur Native Landscape Recovery Project for \$250,000 from the Big Sur Land Trust to the California Department of Parks and Recreation. This amendment also transfers Recipient status on \$250,000 allocated on September 29, 1999, under Resolution FP-99-22, from the Big Sur Land Trust to the California Department of Parks and Recreation.
Resolution G-00-03 Amending Resolution G-99-20 and Resolution FP-99-22.

This item was approved on the Consent Calendar.

2.2 Environmental Matters**2.2a. Notices of Preparation of Environmental Impact Reports (EIR)**

No Items This Month

2.2b. Comments on Documents in Circulation (Draft EIR)

- Route 5 in Los Angeles County – Replace the Santa Clara River Bridge in the City of Santa Clarita

Chief Deputy Director Pete Hathaway reviewed the project and the mitigation. He recommended that no comments be sent at this time, and the Commission agreed.

2.2c. Approval of Projects for Future Consideration of Funding, Route Adoption or New Public Road Connection (Final Negative Declaration or EIRs)

- 2.2c.(1)** Route 14 in Kern County – Rehabilitate the highway near Cantil (ND)
Resolution E-00-15

This item was approved on the Consent Calendar.

- 2.2c.(2)** Route 215 in San Bernardino County – Widen and improve the freeway between Interstate 10 and Route 30 in the City of San Bernardino (EIR)
Resolution E-00-16

Chief Deputy Director Pete Hathaway reviewed the project and its impacts. He recommended approval of the project and environmental findings.

Commissioner Kozberg moved to approve the Resolution. Vice Chairman Kellogg seconded the motion which carried 8-0 (Commissioner Torres was absent).

- 2.2c.(3)** Route 50 in Sacramento and El Dorado Counties – Construct HOV lanes between the Sunrise Blvd. Interchange and the El Dorado Hills Blvd./Latrobe Road Interchange, and modify the Sunrise Blvd. Interchange (ND)
Resolution E-00-17, E-00-18, E-00-19

This item was approved on the Consent Calendar.

2.3 Highway Route Matters

2.3a. Route Adoptions

No Items This Month

2.3b. New Public Road Connections

No Items This Month

2.3c. Six Relinquishment Resolutions

- 02-Las-36-KP 40.72 Route 36 in the City of Susanville.
Resolution R-3433
- 02-Sha-151-KP 10.81 Route 151 in the City of Shasta Lake.
Resolution R-3434
- 02-Tri-299-PM 54.5 Route 299 in the County of Trinity.
Resolution R-3435
- 06-Kin-41-PM 39.3/R42.5 Route 41 in the County of Kings.
Resolution R-3436
- 06-Kin-41-PM 39.3/R42.5 Route 41 in the City of Lemoore.
Resolution R-3437
- 06-Tul-65-PM 29.9/30.4 Route 65 in the City of Lindsay.
Resolution R-3438

This item was approved on the Consent Calendar.

2.3d. Vacation Resolution

No Items This Month

2.4 Highway Right of Way Matters**2.4a.** Resolutions of Necessity – Appearances

No Items This Month

2.4b. 48 Resolutions of Necessity

C-17986, C-17988, C-17990 through C-17996
C-17998 through C-18018
C-18020 through C-18024
C-18027 through C-18039

Jim Nicholas, Caltrans, presented the Resolutions of Necessity for adoption, noting that #C-17985, C-17987, C-17989, C-17997, C-18019, C-18025, and C-18026 were withdrawn from consideration.

During discussion, Caltrans staff was asked to improve the record of information for Resolutions of Necessity, making them available on the Web and removing personal or private information regarding property owners.

ACTION: D. Shields

Commissioner Abernethy moved to approve the Resolutions. Commissioner Wolf seconded the motion. Chairman Reed ordered a roll call vote; the motion carried 8-0 as follows:

AYES: Commissioners Abernethy, Hallisey, Kellogg, Kozberg, Lawrence, Sylvester, Wolf, and Reed (8)

NOES: None (0)

ABSENT: Commissioner Torres

2.4d. Director's Deeds

- Items #1 through 8
Excess Lands - Return to State: \$1,409,600
Return to Others: \$0

This item was approved on the Consent Calendar.

2.5 Highway Financial Matters**2.5a.** Financial Allocation for 29 Minor Projects totaling \$13,066,500.
Resolution FP-99-63

This item was approved on the Consent Calendar.

2.5b. Financial Allocation for STIP/SHOPP/TEA Projects on the State Highway System

2.5b.(1) Ten STIP Projects totaling \$60,665,000
Resolution FP-99-64

This item was approved on the Consent Calendar.

2.5b.(2) Twenty-five SHOPP Projects totaling \$46,783,000.
Resolution FP-99-65

This item was approved on the Consent Calendar.

2.5b.(3) Four SHOPP Projects Amended into the SHOPP
by Department Action totaling \$14,430,000.
Resolution FP-99-66

Jim Nicholas, Caltrans, reviewed the projects and recommended approval.

Commissioner Wolf moved to approve the Resolution. Vice Chairman Kellogg seconded the motion which carried 8-0 (Commissioner Torres was absent).

2.5b.(4) One SHOPP Managed TEA Project for \$772,000 plus
\$100,000 from other sources.
Resolution FP-99-67

This item was approved on the Consent Calendar.

2.5b.(5) Three STIP Projects totaling \$27,210,000 plus
\$8,284,000 from other sources.
Resolution FP-99-73

This item was approved on the Consent Calendar.

2.5c. Financial Allocation for STIP/TEA/CL/EEM Projects off the State Highway System

2.5c.(1) Seven Local Assistance STIP Projects totaling \$8,153,000
plus \$364,000 from other sources.
Resolution FP-99-68

This item was approved on the Consent Calendar.

2.5c.(2) Twenty-two Local Assistance TEA Projects totaling \$11,989,000
plus \$6,416,000 from other sources.
Resolution FP-99-69

This item was approved on the Consent Calendar.

- 2.5c.(3)** Two EEM Projects totaling \$750,000 plus \$1,850,000 from other sources.
Resolution FP-99-70

This item was approved on the Consent Calendar.

- 2.5d.** Financial Allocation for Projects with Costs Greater than 120 Percent of Program Amount - Three Projects totaling \$9,668,000.
Resolution FP-99-71

- 06-Tul-216 – SHOPP Project in Tulare County on Routes 216. Replace Bridge. Current programmed value of \$2,240,000 and current estimate of \$2,973,000, for a 33 percent increase over programmed amount.
- 08-Riv-71, 91 – SHOPP Project in Riverside County on Route 71 and 91. Widen Bridge. Current programmed value of \$3,075,000 and current estimate of \$4,570,000, for a 49 percent increase over programmed amount.
- 09-Iny-L5716 – SHOPP Project in Inyo County. Upgrade Shoshone Maintenance Station. Current programmed value of \$1,318,000 and current estimate of \$2,125,000, for a 61 percent increase over programmed amount.

Jim Nicholas, Caltrans, reviewed the projects and explained why additional funds were required.

Commissioner Wolf moved to approve the allocations. Commissioner Abernethy seconded the motion which carried 8-0 (Commissioner Torres was absent).

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2.5e. Financial Allocation for Supplemental Funds for Previously Voted Projects
Four Projects totaling \$3,546,000.
Resolution FA-99-07

- 03-Nev-267 - Minor Project in Nevada County on Route 267. Original vote \$300,000. Awarded for \$300,000. Current allocation \$300,000. This request of \$520,000 for ongoing project, for a grand total of \$820,000. 173 Percent increase over vote.
- 05-SLO-101 - SHOPP Project in San Luis Obispo County on Route 101. Original vote \$5,940,000. Current allocation \$5,940,000. This request of \$1,207,000 to allow award, for a grand total of \$7,147,000. 20 Percent increase over vote.
- 08-SBd-15 - SHOPP Project in San Bernardino County on Route 15. Original vote \$8,333,000. Current allocation \$8,333,000. This request of \$1,614,000 to allow award, for a grand total of \$9,947,000. 19 Percent increase over vote.
- 12-Ora-55 - SHOPP Project in Orange County on Route 55. Original vote \$2,853,000. Awarded for \$2,188,000. Current allocation \$2,593,000. This request of \$205,000 for on-going project, for a grand total of \$2,798,000. 28 Percent increase over vote.

Commissioner Sylvester recused himself from all discussion and voting of the 03-Nev-267 project.

Jim Nicholas, Caltrans, reviewed the Nevada County project and explained why supplemental funds were needed. Commissioner Wolf moved to approve the supplemental funds for the Nevada County project. Commissioner Kozberg seconded the motion which carried 7-0 (Commissioner Sylvester abstained and Commissioner Torres was absent).

Jim Nicholas, Caltrans, reviewed the remaining projects and explained why supplemental funds were needed. Commissioner Sylvester moved to approve the supplemental funds. Commissioner Lawrence seconded the motion which carried 8-0 (Commissioner Torres was absent).

2.5f. Information Report on Allocations Under Delegated Authority

2.5f.(1) Emergency: G-11 Allocations
Seven Projects totaling \$3,350,000.

This item was presented on the Information Calendar.

2.5f.(2) Phase II Seismic Retrofit - G-11 Allocations
Three Projects totaling \$2,050,000.

This item was presented on the Information Calendar.

2.5f.(3) SHOPP Rehabilitation: G-99-10 Allocations
Eight Projects totaling \$21,484,000.

This item was presented on the Information Calendar.

- 2.5f.(4)** Local Assistance Allocation for Local Storm Damage and Local Street and Road Pavement Rehabilitation: G-99-09 Allocations
7 Projects totaling \$4,666,000.

This item was presented on the Information Calendar.

- 2.5g.** Financial Transfer of \$76,000,000 in State funds authorized in the Budget 1999 from Capital Outlay Appropriation to the Local Assistance Appropriation.
Resolution FM-00-01

This item was approved on the Consent Calendar.

- 2.5h.** Amend Resolution FP-98-78, approved May 5, 1999, to provide for one-time cash advance of \$210,000 as permitted under Section IX of Resolution G-99-25, Guidelines for Allocating, Monitoring, and Auditing of Funds for Local Assistance Projects for the Trinity Gateway Heritage/Arts/Recreation project programmed in the 1998-99 Environmental Enhancement and Mitigation (EEM) Program.
Resolution FP-99-72, Amending Resolution FP-98-78

This item was approved on the Consent Calendar.

2.6 Mass Transportation Financial Matters

- 2.6a.** Financial Allocation for Transit Capital Improvement (TCI) Program Projects

No Items This Month

- 2.6b.** Financial Vote for Proposition 116 Program Projects

- 2.6b.(1)** One Local Proposition 116 Rail Program Project for \$215,124.
(Concurrent PA Amendment under Item 2.1e.(1).)
Resolution BFP-99-12

This item was approved on the Consent Calendar.

- 2.6b.(2)** One State Proposition 116 Rail Program Project for \$205,000.
(Concurrent PA Amendment under Item 2.1e.(1).)
Resolution BFP-99-13

This item was approved on the Consent Calendar.

- 2.6b.(3)** One Local Proposition 116 Non-Urban County Program Project for \$769,000. (Concurrent PA Amendment under Item 2.1d.(1).)
Resolution BFP-99-14

This item was approved on the Consent Calendar.

2.6b.(4) Proposition 116 Competitive Bike Program Project

No Item This Month

2.6c. Financial Allocation for STIP Rail/Transit Projects

- 2.6c.(1)** Four Local STIP Rail/Transit Projects for \$9,463,000.
(Concurrent STIP Amendments under Items 2.1a.(9) and 2.1a.(10).)
Resolution MFP-99-20

This item was approved on the Consent Calendar.

- 2.6c.(2)** One State STIP Intercity Rail Project for \$9,298,000.
Resolution MFP-99-21

This item was approved on the Consent Calendar.

2.6d. Financial Allocation for Multi-Program Funded Project

No Items This Month

2.6e. Allocation Amendments

- 2.6e.(1)** Proposition 116 Bond Funds - North San Diego County Transit District (NSDCTD). De-allocates \$4,590,000 of the \$4,900,000 in Proposition 116 Bond funds allocated in January 1997 for the Oceanside – San Diego Commuter Rail project. (Concurrent PA Amendment under Item 2.1e.(2) and Allocation under Item 2.6b.(1).)
Resolution BFA-99-05, Amending BFP-96-22.

This item was approved on the Consent Calendar.

- 2.6e.(2)** Proposition 116 Bond Funds – County of Sutter
Allocation Amendment to add \$66,000 in Proposition 116 Non Urban Funds to the Sutter Commuter Bikeway project. (Concurrent Project Approval Amendment under item 2.1d.(2).
Resolution BFA-99-06, Amending BFP-99-08

This item was approved on the Consent Calendar.

2.7 Aeronautics Financial Matters

- Allocation of \$157,000 for FY 1999-00 California Aid to Airports Program (CAAP) funds for one project from the 1998 Aeronautics Program. (Concurrent Amendment 98A-1 under Item 2.1f.) Resolution FDOA-2000-2
- City of Fresno – Fresno-Chandler Airport in Fresno County
\$157,000 - Overlay RW 12R/30L

This item was approved on the Consent Calendar.

2.8 Time Extension Requests per CTC Resolution G-99-27, STIP Guidelines, Section 59 - Timely Use of Funds / Prop 116 Waiver Requests / Miscellaneous Requests**2.8a.** Request to Extend the Period of Project Allocation

- 2.8a (1)** Request to Extend the Period of Project Allocation for three Local Assistance STIP projects in Lassen County totaling \$10,504,000. Waiver 00-07

Chairman Reed reviewed the Agenda Items with delay issues. The items were Items 2.1b (2, 3, 5, 7, 10); 2.8a (1, 2, 3, 4); 2.8b (1, 2, 3); 2.8c (1, 2, 3); and 2.8e (1, 2).

Executive Director Remen noted that while some project delays are worthy of note, funds are still not being be used as quickly as planned and programming capacity was tied up without benefit while other projects might have been able to move ahead in their place.

Chairman Reed reviewed Items 2.1b (2, 3, 5, 7, and 10) and asked that they be presented next month in block and not as a consent item.

Chairman Reed reviewed the 2.8 Items. Commissioner Sylvester moved to approve Items 2.8a (3), 2.8b (1 and 3), and 2.8e (1) and hold the remaining 2.8 items over until next month. Commissioner Lawrence seconded the motion which carried 8-0 (Commissioner Torres was absent).

- 2.8a.(2)** Request to Extend the Period of Project Allocation for three Rail STIP projects: two for North San Diego County Transit Development Board totaling \$5,370,000, and one for Orange County Transportation Authority for \$2,600,000. Waiver 00-08

Refer to Item 2.8a.(1) for proceedings related to this item.

- 2.8a.(3)** Request to Extend the Period of Project Allocation for one Rail STIP project for the City of Laguna Niguel for \$2,500,000. Waiver 00-09

Refer to Item 2.8a.(1) for proceedings related to this item, where this item was approved.

- 2.8a.(4)** Request to Extend the Period of Project Allocation for three STIP projects: one in Riverside County for \$3,345,000; one in Los Angeles County for \$3,279,000; and one in Ventura County for \$20,007,000. Waiver 00-10

Refer to Item 2.8a.(1) for proceedings related to this item.

2.8b. Request to Extend the Period of Contract Award

- 2.8b.(1)** Request to Extend the Period of Contract Award for eight Local Assistance STIP projects: seven in Glenn County totaling \$1,857,000, and one in the City and County of San Francisco for \$4,556,000. Waiver 00-11

Refer to Item 2.8a.(1) for proceedings related to this item.

- 2.8b.(2)** Request to Extend the Period of Contract Award for two Transit Capital Improvement (TCI) Program projects: one for the Southern California Regional Rail Authority (SCRRA) for \$3,215,000, and one for the Los Angeles County Metropolitan Transportation Authority (LACMTA) for \$2,600,000. Waiver 00-12

David Cabrera, Caltrans, presented the extension requests for the two TCI projects and recommended approval.

Commissioner Abernethy discussed concerns about the LACMTA project and moved to approve the SCRRA waiver request and to deny the LACMTA waiver. Commissioner Lawrence seconded the motion which carried 9-0. Deputy Director Chung pointed out that the Commission's action would effectively balance the FY 1997-98 Transit Capital Improvement Program shortfall discussed under Agenda Item 3.5.

- 2.8b.(3)** Request to Extend the Period of Contract Award for the toll bridge seismic retrofit of the Richmond – San Rafael Bridge for \$314,333,000. Waiver 00-13

Refer to Item 2.8a.(1) for proceedings related to this item, where this item was approved.

2.8c. Request to Extend the Period of Project Completion

- 2.8c.(1)** Request to Extend the Period of Project Completion for one San Diego North County Transit District project for \$200,000. Waiver 00-14

Refer to Item 2.8a.(1) for proceedings related to this item, where this item was held over for next month's meeting.

- 2.8c.(2)** Request to Extend the Period of Project Completion for two projects for the North San Diego County Transit Development Board: one Transit Capital Improvement (TCI) Program project for \$8,000,000 and one Proposition 108 Program project for \$66,000.
Waiver 00-15

Refer to Item 2.8a.(1) for proceedings related to this item, where this item was held over for next month's meeting.

- 2.8c.(3)** Request to Extend the Period of Project Completion for four Local Assistance STIP projects in Lassen County totaling \$1,580,000.
Waiver 00-16

Refer to Item 2.8a.(1) for proceedings related to this item, where this item was held over for next month's meeting.

- 2.8d.** Request to Extend the Period of Project Reimbursement

No Item This Month

- 2.8e.** Request for Waiver to Resolution G-99-25, Commission's Guidelines for Allocating, Monitoring, and Auditing of Funds for Local Assistance Projects

- 2.8e.(1)** Request for Waiver to Extend the Period of Project Completion under Resolution G-99-25, for six Proposition 116 Rail Bond project allocations totaling \$13,719,306 allocated to five agencies. To date, \$6,608,483 of the \$13,719,306 has been reimbursed by the State to the local agencies.
Waiver 00-17

Refer to Item 2.8a.(1) for proceedings related to this item, where this item was held over for next month's meeting.

- 2.8e.(2)** Request for Waiver to Extend the Period of Project Completion under Resolution G-99-25, for one Yuba City Bikeway project for \$1,087,000. To date, \$742,611 of the \$1,087,000 has been reimbursed by the State to the local agency.
Waiver 00-18

Refer to Item 2.8a.(1) for proceedings related to this item, where this item was held over for next month's meeting.

2.9 Technical Changes to Previously Approved Resolutions

- Resolution MBFP-99-01, originally approved December 8, 1999, in the amount of \$22,327,000 for the Oakland Maintenance Facility project. Minor language changes to the Resolution to clarify that the Department is the recipient. No changes to the total amount allocated were necessary.

This item was approved on the Consent Calendar.

3. PROGRAM STATUS**3.1 Caltrans Monthly FY 1999-2000 Finance Report**

Ileen Jellison, Caltrans, reported the State Highway Account cash balance to be \$1.6 billion at the end of January, higher than expected, which would lead to a \$150 million increase in the forecasted balance for June.

3.2 Monthly Report on Status of Projects Previously Voted but not Awarded

This item was presented on the Information Calendar.

3.3 Monthly Report on Projects Amended into the SHOPP by Department Action

This item was presented on the Information Calendar.

3.4 Local Program Delivery**3.4a. Monthly Status Report**

Therese McMillan, MTC, presented the local program delivery status report.

John Ferrera, BT&H, noted the Governor's interest in having a joint and coordinated agency approach to streamline the project delivery process.

3.4b. Status Report on State Route 101/Bailey Avenue Interchange Project

Randy Rentschler, MTC, discussed the status of the Route 101 - Bailey Avenue Interchange project.

3.5 Status Report on Unallocated FY 1997-98 Transit Capital Improvement (TCI) Program Projects and FY 1997-98 TCI Programming Shortfall

David Cabrera, Caltrans, reviewed the TCI Program and discussed the \$1.3 million shortfall and the remaining unallocated funds. He also discussed Caltrans' recommendation to fund the remaining projects on a "first come/first serve" basis with the last project that is partially fundable having to make up any shortfall with local funds. The Commission accepted Caltrans' recommendation and directed that a letter be sent informing the remaining grantees of the Commission's intent for dealing with the shortfall.

Later, during the discussion Item 2.8b.(2);, the Commission directed Caltrans to advise all remaining TCI grantees that the shortage of TCI funding is no longer a problem in light of the Commission's decision not to grant an extension to the Los Angeles County Metropolitan Transportation Authority TCI project under Item 2.8b.(2); however, April 14 was still a strict deadline for submitting allocation requests to Caltrans District Offices in order to be assured of action at the June Commission meeting before the funds lapse on July 1.

ACTION: D. Cabrera

3.6 Update on Eastern Span of Bay Bridge Replacement, Including Comments from U.S. Navy

Executive Director Remen reviewed the prior communications with the U. S. Navy and the lack of agreement among the parties involved. Commissioner Hallisey reported on his discussions with Caltrans and asked Executive Director Remen to read the correspondence to the U. S. Navy from Caltrans into the record.

The Commissioners discussed the urgency of proceeding with the project. Chairman Reed moved to send a letter to the U. S. Navy representative, Department of Defense, Mayor of San Francisco and California's U. S. Senators setting forth both an explanation of the involvement to date of the City and County of San Francisco, and stressing the urgency of moving ahead with the replacement project, and the responsibility that will fall to the U. S. Navy and to San Francisco as a result of any further delay. Commissioner Torres seconded the motion which carried 9-0.

3.7 Review of Amendments to Franchise Agreement Regarding Route 125, San Diego County, at Otay Mesa Road to Route 54 Near Sweetwater Reservoir

Commissioner Wolf briefly reviewed the Franchise Agreement Amendments. The commission took no action on this item.

4. POLICY MATTERS

4.1 State Legislative Matters

Deputy Director Chuck Oldham reviewed the new transportation related bills.

Commissioner Wolf discussed the State's exposure for paying legal costs to the plaintiff when the plaintiff prevails in CEQA lawsuits, as well as the financial responsibility for legal costs when Caltrans prevails and asked staff to research and clarify this issue and report back to the Commission to determine the appropriate course for possible legislation.

ACTION: C. Oldham

The Commissioners discussed tracking legal costs and directed staff to prepare an advisory memo to Caltrans Director Medina relaying the suggestion that individual cases be tracked as to the expenditure of effort and costs to the Department both as a management tool and to help determine the cost-effectiveness of different litigative strategies.

ACTION: R. Remen

Commissioner Lawrence discussed concerns about development in the path of future highways. After discussion, staff was directed to consult with Caltrans' Division of Right-of-Way and Legal Divisions and develop a legislative concept for making local jurisdictions with zoning authority financially responsible for any increased value and right-of-way costs associated with a transportation facility where the local action to "up-zone" occurred subsequent to actions taken by the transportation authority to designate the corridor for transportation purposes.

ACTION: C. Oldham

4.2 Presentation of Revised Fund Estimate for 2000 STIP

Bill Evans, Caltrans, recommended holding this item over to the May meeting. The Commission accepted his recommendation.

**4.3 Review and Comments on 2000 Ten-Year State Highway System Rehabilitation Plan
(See Also Highway & Interregional Mobility Committee Agenda Item 2.)**

Commissioner Hallisey reported that the Highway and Interregional Mobility Committee Meeting recommended that this item be held over to the May Commission meeting. The Commission accepted the recommendation.

**4.4 Approval of 2000 State Highway Operation and Protection Program (SHOPP)
(See Also Highway & Interregional Mobility Committee Agenda Item 3.)**

Commissioner Hallisey presented the recommendation of the Highway and Interregional Mobility Committee, which was to approve the 2000 SHOPP with the understanding that funding for each of the SHOPP's 4 major categories is to remain unchanged. The 4 categories are Safety, Roadway Rehabilitation, Roadside Rehabilitation, and Operations. The Committee found the proposed reduction of funding for Roadway Rehabilitation to be inconsistent with prior Commission policy and direction. Any increases in funding for other SHOPP categories should be approved through the fund estimate and not come at the expense of Roadway Rehabilitation. After discussion, it was the consensus of the Commission to accept the recommendation.

**4.5 Proposed 2000 Aeronautics Program
Resolution G-00-04**

This item was approved on the Consent Calendar.

**4.6 Annual Review of the Rate for Local Government Matching of California Aid to
Airports Program (CAAP) Grant
Resolution G-00-05**

This item was approved on the Consent Calendar.

**4.7 Adoption of Uniform Loan Application and Agreement Package per AB 1012
Supplemental Information on Consultant List**

Ileen Jellison, Caltrans, presented the uniform loan application and agreement package along with guidelines for short-term loans authorized by AB 1012. She also presented the consultant list and recommended approval.

The Commission discussed insurance requirements for consultants and discussed concerns about the consultant list.

Chairman Reed moved to approve the loan application and guidelines package. Commissioner Lawrence seconded the motion which carried 9-0.

Commissioner Lawrence moved to accept the consultant list. There was no second to the motion.

Commissioner Wolf moved to keep the consultant list open and to require consultants to carry insurance in the amount deemed appropriate to the State. Commissioner Sylvester seconded the motion which carried 8-1 (Commissioner Lawrence voted no).

4.8 Analysis by State Treasurer of Bonding Capacity (Garvee Bonds) of Federal Transportation Funds

Barbara Lloyd, Deputy State Treasurer, discussed the bonding capacity report including a range of assumptions for maturity, a variety of interest rates, and scenarios for annual revenues.

After discussion, the Commission asked Caltrans to schedule for the May Commission meeting a presentation of the draft guidelines for the Garvee Bond Program.

ACTION: I. Jellison

4.9 Report on Applications for Second Round of TIFIA

Ken DeCrescenzo, Caltrans, reviewed the TIFIA projects. During discussion of this item, Caltrans was asked to prepare a detailed comparison memorandum of the provisions for GARVEE bonds and TIFIA loans and submit it to the Commissioners and staff.

ACTION: K. DeCrescenzo

4.10 Report on Toll Revenue Generation, Collection Costs and Status of Bond Retirements

Executive Director Remen summarized Commission concerns about eliminating tolls on the Vincent Thomas Bridge and the concept of suspending tolls on major holidays when toll collection staff is held to a minimum and as a result traffic backs up.

Kim Nystrom, Caltrans, and Antonette Clark, Caltrans, discussed toll bridge replacement revenue and holiday staffing issues.

Craig Scott, SANDAG, discussed a report to the legislature with three options for paying for seismic retrofit. During the discussion, the Commission asked him to have the Chair of SANDAG attend the May Commission meeting to examine the earliest opportunity to retire the tolls on the Coronado Bridge while, at the same time, honoring San Diego's requirements in SB 60 for funding the seismic retrofit of that bridge and to submit to the Commission, in advance of the May meeting, copies of SANDAG's report to the Legislature about alternatives for seismic funding.

ACTION: C. Scott

4.11 Federal TEA (Enhancements) Program

4.11a. Revised TEA Design

Chief Deputy Director Pete Hathaway presented proposed changes to the Commission's federal Transportation Enhancements Activities (TEA) program design. Commissioners discussed funding for rural planning, and how to divide additional TEA funding among the three parts of the state share. Regional Agencies Moderator Vic Kamhi supported the proposed new program design. The Commission deferred action until the July Commission meeting after the state budget has been adopted.

4.11b. Programming of \$24 Million in Conservation Lands Program Projects

Marsha Mason, Caltrans, reviewed the list of project applications and noted that most appeared to be eligible for funding. Chief Deputy Director Pete Hathaway presented the projects nominated, reviewed the funding available, and said that Resources Agency would assign project priorities so the Commission could adopt a program at the May meeting.

4.12 Issues Related to the Proposition 116 July 1, 2000 Deadline

Proposition 116 Program Manager Kathie Jacobs reviewed the status of projects subject to the July 2000 deadline. During discussion, staff was asked to invite the City of Irvine and OCTA to provide an update of intended use of Proposition 116 funds at the May Commission meeting.

ACTION: R. Chung

4.13 Proposition 116 Administration Issues

David Cabrera, Caltrans, reviewed the Proposition 116 provisions for administrative costs and discussed Caltrans intentions to seek a Budget Change Proposal for FY 2001-2002 through FY 2004-2005 to fund the remaining administrative activities.

4.14 Report on Right of Way Program and Process

The scheduled report on the Right-of-Way Program was rescheduled to a later date.

**4.15 Status Report on Accrued Benefits of Delegated Authority for SHOPP Rehabilitation and Action to Extend Delegation
Resolution G-00-10 Amending Resolution G-99-10**

Jim Nicholas, Caltrans, reviewed the success of the delegated authority for SHOPP rehabilitation, noting that it had resulted in an average 29 day time saving per project. He asked the Commission to adopt the resolution making it standard practice and to extend the delegation to Safety and Minor A projects.

The Commission discussed the delegations and concerns about delegating approval of Minor A projects. After discussion, Commissioner Wolf moved to grant renewal of the delegation for rehabilitation projects for one year and to extend the delegation authority to the Safety Program. Vice Chairman Kellogg seconded the motion which carried 8-0 (Commissioner Torres was absent).

4.16 Request for G-12 Delegation Modification to Accommodate Oil Price Changes

Jim Nicholas, Caltrans, presented a request to amend the resolution to allow separate adjustment for change in the price of oil. After discussion, it was decided to present to the Executive Committee alternative approaches to funding cost changes associated with increases in the price of oil.

ACTION: R. Remen/J. Nicholas

5. MODAL ISSUES

5.1 Rail

No Items This Month

5.2 Highways

No Items This Month

5.3 Transit

No Items This Month

6. OTHER MATTERS

There being no further business, the meeting adjourned at 12:25 p.m.

Robert I. Remen, Executive Director

STATUS OF ACTION ITEMS

from

March 29-30, 2000 Meeting

- PTC 1. Mehdi Morshed (High Speed Rail Auth.)/Warren Weber – Report back on efforts to ensure interconnectivity, both for intercity rail and for high speed rail, at stations with other modes and work with other jurisdictions regarding land use surrounding stations to help increase higher ridership.
- **This response is pending.**
- PTC 2. Steve Brye (LACMTA) – Report back on the full cost and funding sources for establishing Phases I, II, and III of the Rapid Bus Program in Los Angeles.
- **This response is pending.**
- PTC 3. Steve Brye (LACMTA) – Please continue to brief Commissioner Lawrence on a regular basis regarding the routing of the Chandler corridor transit line surrounding the Jewish Orthodox community at the corridor's eastern end.
- **This will be done.**
- PTC 5. Therese McMillan (MTC) – Examine the cost and feasibility and mitigation of wakes for moving toward higher speed commuter ferries such as those used in Europe and report back to the Commission. Also, secure a copy of Jane's for the MTC library.
- **This response is pending.**
- HIMC 2. Jim Nicholas – Organize workshop presentation on the Ten-Year SHOPP Plan at the May Commission meeting, providing detailed comparisons and justifications for any and all changes from the 1998 10-year plan. (*May Agenda Item*)
- **This will be discussed under the May Highway & Interregional Mobility Committee Agenda Item 1 and regular CTC meeting Agenda Item 4.4.**
- HIMC 2. Jim Nicholas – Organize workshop presentation on further revisions/additions to the Four-Year SHOPP Program at the May Commission meeting. (*May Agenda Item*)
- **This will be discussed under the May Highway & Interregional Mobility Committee Agenda Item 2 and regular CTC meeting Agenda Item 4.5.**
- HIMC 4. Kim Nystrom – Provide written explanation of process for establishing or modifying hours and occupancy requirements for HOV lanes.
- **This response is pending**

HIMC 4. Kim Nystrom – Distribute to all Commissioners and staff copies of text from the HOV lane presentation.

. **This has been done.**

HIMC 4. Robert Remen – After receiving copy of text regarding HOV lane presentation, per Commissioner Hallisey's request, forward a copy to the Legislative Analyst as additional information in light of their report.

. **This will be done.**

HIMC 4. Kim Nystrom – Distribute to all Commissioners and staff copies of the District 7 HOV lane report.

. **This will be done.**

HIMC 4. Pete Hathaway – Prepare letter to members of Senate Rules Committee, to be signed by Commissioners Abernethy and Hallisey, as a follow-up to the discussion of HOV lanes at Senate Rules Committee, transmitting a copy of the written text of the workshop.

. **This will be done.**

1.(5) Rick Gumz – Prepare letter to all nine appointees (five reappointees and four new appointees) to the Airspace Advisory Committee advising them of their appointment to that Committee.

. **This has been done.**

1.(5) Robert Remen – In consultation with Commission counsel, secure purchase of a traffic signal preemption device to determine functionality and explore legality of selling such a device to the public.

. **Department of Justice has researched this matter. They report that without regard to this particular device, in general, there are such devices that are identical to those used by authorized individuals and that they do work. In terms of the law, at present, it is NOT illegal to sell or to buy such a device, only to use one.**

2.1b(9) Robert Remen – Schedule for the May Commission meeting a Closed Session, with counsel for Caltrans and the Commission, examining options available to the Commission in light of injunction. Also invite a representative of State Historic Preservation Office to participate in Closed Session..
(*May Agenda Item*)

. **This will be discussed under May scheduled Closed Session and Agenda Item 2.1a(9).**

- 2.1b(9) Robert Sassaman – Restructure the STIP Amendment for action at the May Commission meeting, including only those funds needed for the current year and possibly the coming year. (*May Agenda Item*)

. **This will be discussed under May Agenda Item 2.1a(9).**

- 2.1b/2.8 Stephen Maller – Schedule review of project delays resulting from either STIP amendments or extension and their cumulative impact on programming capacity; also include information regarding the likelihood that projects will be able to be completed on their revised current schedule. (*May Agenda Item*)

. **This will be discussed under May Agenda Item 3.7.**

- 2.4b Denny Shields – Improve the record of information for Resolutions of Necessity, making them available on the web and removing personal or private information regarding property owners.

. **This will be done.**

- 3.5 David Cabrera – In light of the Commission's decision not to grant an extension to the TCI project under 2.8b(2), advise all remaining TCI grantees that the shortage of TCI funding is no longer a problem, however April 14 is still a strict deadline for submitting allocation requests to Caltrans District offices in order to be assured of action at the June Commission meeting before the funds lapse on July 1.

. **This will be done.**

- 3.6 Robert Remen – Prepare letters to the U.S. Navy representative and to Mayor Brown of San Francisco setting forth both an explanation of the involvement to date of the City and County of San Francisco, and stressing the urgency of moving ahead with the replacement project, and the responsibility that will fall to the U.S. Navy and to San Francisco as a result of any further delay. Also, renew the invitation to directly discuss this issue at the May Commission meeting. (*May Agenda Item*)

. **Letters have been sent and this will be discussed under May Agenda Item 4.11b.**

- 4.1 Chuck Oldham – Clarify the State's exposure for paying legal costs to the plaintiff when the plaintiff prevails in CEQA lawsuits, as well as the final responsibility, if any, if Caltrans prevails and report this information back to the Commission to determine the appropriate course for possible legislation. (*May Agenda Item*)

. **This will be discussed under May Agenda Item 4.12.**

- 4.1 Robert Remen – Advise Caltrans of suggestion that individual cases be tracked as to the expenditure of effort and costs to the Department, both as a management tool and to help determine the cost-effectiveness of different litigative strategies.

. **This has been done.**

- 4.1 Chuck Oldham – In consultation with the Division of Right-of-Way and Caltrans Legal Division, develop legislative concept for making local jurisdictions, with zoning authority, financially responsible for any increased value and right-of-way costs associated with a transportation facility where the local action to "up-zone" occurred subsequent to actions taken by the transportation authority to designate the corridor for transportation purposes.
- **This will be developed and incorporated in Commission's Annual Report to Legislature.**
- 4.7 Robert Remen – Schedule for the May Commission meeting the consideration of the financial consultant list and clarify Commissioners' intent regarding requirements for insurance coverage. (*May Agenda Item*)
- **This will be discussed under May Agenda Item 4.8.**
- 4.8 Ileen Jellison – Schedule for the May Commission meeting a presentation of the draft guidelines for the SB 928 Garvee Bond Program. (~~May~~ **June** *Agenda Item*)
- **This will be done and reported on at the June 2000 Commission meeting.**
- 4.9 Ken DeCrescenzo – Prepare a detailed comparison memorandum of the provisions for Garvee bonds and TIFIA loans and submit to Commissioners and staff.
- **This will be done.**
- 4.10 Craig Scott (SANDAG) – Have the Chair of SANDAG attend the May Commission meeting to examine the earliest opportunity to retire the tolls on the Coronado Bridge while, at the same time, honoring San Diego's requirements in SB 60 for funding the seismic retrofit of that bridge. Submit to the Commission, in advance of the May meeting, copies of SANDAG's report re: alternatives for seismic financing. (*May Agenda Item*)
- **This will be discussed under May Agenda Item 4.11c.**
- 4.11a Pete Hathaway – Reschedule this matter for the July Commission meeting. (*July Agenda Item*)
- **This will be done and reported on at the July 2000 Commission meeting.**
- 4.12 Robert Chung – Invite the City of Irvine and OCTA to provide an update of intended use of Proposition 116 funds at the May Commission meeting. (*May Agenda Item*)
- **This will be discussed under May Public Transit Committee Agenda Item 1.**
- 4.16 Robert Remen/Jim Nicholas – Present to the Executive Committee alternative approaches to funding cost changes associated with increases in the price of oil. (~~May~~ **June** *Agenda Item*)
- **This will be done and reported on at the June 2000 Commission meeting.**